

**Introduced by Senator Kehoe**

February 18, 2011

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An act to amend Sections 2190.1, 2811.5, 2892.5, 2915, 4517, 4980.54, and 4996.22 of the Business and Professions Code, relating to healing arts.

LEGISLATIVE COUNSEL'S DIGEST

SB 747, as introduced, Kehoe. Continuing education: lesbian, gay, bisexual, and transgender patients.

Existing law provides for licensing and regulation of various healing arts professions and generally requires licensees to complete continuing education courses in order to remain eligible to renew their licenses or certifications.

This bill would require physicians and surgeons, registered nurses, certified vocational nurses, psychologists, marriage and family therapists, licensed clinical social workers, and psychiatric technicians to complete at least one course of 2 to 5 hours in duration that provides instruction on cultural competency, sensitivity, and best practices for providing adequate care to lesbian, gay, bisexual, and transgender persons, as specified. The bill would require the applicable licensing board to enforce these requirements.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 2190.1 of the Business and Professions
- 2 Code is amended to read:

2190.1. (a) The continuing medical education standards of Section 2190 may be met by educational activities that meet the standards of the ~~Division of Licensing~~ *board* and serve to maintain, develop, or increase the knowledge, skills, and professional performance that a physician and surgeon uses to provide care, or improve the quality of care provided for patients, including, but not limited to, educational activities that meet any of the following criteria:

(1) Have a scientific or clinical content with a direct bearing on the quality or cost-effective provision of patient care, community or public health, or preventive medicine.

(2) Concern quality assurance or improvement, risk management, health facility standards, or the legal aspects of clinical medicine.

(3) Concern bioethics or professional ethics.

(4) Are designed to improve the physician-patient relationship.

(b) (1) On and after July 1, 2006, all continuing medical education courses shall contain curriculum that includes cultural and linguistic competency in the practice of medicine.

(2) Notwithstanding the provisions of paragraph (1), a continuing medical education course dedicated solely to research or other issues that does not include a direct patient care component and a course offered by a continuing medical education provider that is not located in this state are not required to contain curriculum that includes cultural and linguistic competency in the practice of medicine.

(3) Associations that accredit continuing medical education courses shall develop standards before July 1, 2006, for compliance with the requirements of paragraph (1). The associations may develop these standards in conjunction with an advisory group that has expertise in cultural and linguistic competency issues.

(4) A physician and surgeon who completes a continuing education course meeting the standards developed pursuant to paragraph (3) satisfies the continuing education requirement for cultural and linguistic competency.

(c) In order to satisfy the requirements of subdivision (b), continuing medical education courses shall address at least one or a combination of the following:

(1) Cultural competency. For the purposes of this section, “cultural competency” means a set of integrated attitudes,

knowledge, and skills that enables a health care professional or organization to care effectively for patients from diverse cultures, groups, and communities. At a minimum, cultural competency is recommended to include the following:

(A) Applying linguistic skills to communicate effectively with the target population.

(B) Utilizing cultural information to establish therapeutic relationships.

(C) Eliciting and incorporating pertinent cultural data in diagnosis and treatment.

(D) Understanding and applying cultural and ethnic data to the process of clinical care.

(2) Linguistic competency. For the purposes of this section, “linguistic competency” means the ability of a physician and surgeon to provide patients who do not speak English or who have limited ability to speak English, direct communication in the patient’s primary language.

(3) A review and explanation of relevant federal and state laws and regulations regarding linguistic access, including, but not limited to, the federal Civil Rights Act (42 U.S.C. Sec. 1981, et seq.), Executive Order 13166 of August 11, 2000, of the President of the United States, and the Dymally-Alatorre Bilingual Services Act (Chapter 17.5 (commencing with Section 7290) of Division 7 of Title 1 of the Government Code).

*(d) On and after January 1, 2012, the board shall require all of its licensees to take at least one continuing education course that provides instruction on cultural competency, sensitivity, and best practices for providing adequate care to lesbian, gay, bisexual, and transgender persons. Persons licensed by the board before January 1, 2012, shall complete the course no later January 1, 2016. Persons who are newly licensed by the board on and after January 1, 2012, shall complete the course within four years of their initial license issuance date or their second license renewal date, whichever occurs first. The course shall be between two and five hours in duration and shall contain content similar to the content described in the publication of the Gay and Lesbian Medical Association entitled “Guidelines for Care of Lesbian, Gay, Bisexual and Transgender Patients.” The board may specify the required contents of the course by regulation consistent with this subdivision. The board shall enforce this requirement in the*

1 *same manner as it enforces other required continuing education*  
2 *requirements.*

3 ~~(d)~~

4 (e) Notwithstanding subdivision (a), educational activities that  
5 are not directed toward the practice of medicine, or are directed  
6 primarily toward the business aspects of medical practice,  
7 including, but not limited to, medical office management, billing  
8 and coding, and marketing shall not be deemed to meet the  
9 continuing medical education standards for licensed physicians  
10 and surgeons.

11 ~~(e)~~

12 (f) Educational activities that meet the content standards set  
13 forth in this section and are accredited by the California Medical  
14 Association or the Accreditation Council for Continuing Medical  
15 Education may be deemed by the Division of Licensing to meet  
16 its continuing medical education standards.

17 SEC. 2. Section 2811.5 of the Business and Professions Code  
18 is amended to read:

19 2811.5. (a) Each person renewing his or her license under  
20 Section 2811 shall submit proof satisfactory to the board that,  
21 during the preceding two-year period, he or she has been informed  
22 of the developments in the registered nurse field or in any special  
23 area of practice engaged in by the licensee, occurring since the  
24 last renewal thereof, either by pursuing a course or courses of  
25 continuing education in the registered nurse field or relevant to  
26 the practice of the licensee, and approved by the board, or by other  
27 means deemed equivalent by the board.

28 (b) For purposes of this section, the board shall, by regulation,  
29 establish standards for continuing education. The standards shall  
30 be established in a manner to assure that a variety of alternative  
31 forms of continuing education are available to licensees, including,  
32 but not limited to, academic studies, in-service education, institutes,  
33 seminars, lectures, conferences, workshops, extension studies, and  
34 home study programs. The standards shall take cognizance of  
35 specialized areas of practice. The continuing education standards  
36 established by the board shall not exceed 30 hours of direct  
37 participation in a course or courses approved by the board, or its  
38 equivalent in the units of measure adopted by the board.

39 (c) The board shall encourage continuing education in spousal  
40 or partner abuse detection and treatment. In the event the board

1 establishes a requirement for continuing education coursework in  
2 spousal or partner abuse detection or treatment, that requirement  
3 shall be met by each licensee within no more than four years from  
4 the date the requirement is imposed.

5 (d) In establishing standards for continuing education, the board  
6 shall consider including a course in the special care needs of  
7 individuals and their families facing end-of-life issues, including,  
8 but not limited to, all of the following:

- 9 (1) Pain and symptom management.
- 10 (2) The psycho-social dynamics of death.
- 11 (3) Dying and bereavement.
- 12 (4) Hospice care.

13 (e) In establishing standards for continuing education, the board  
14 may include a course on pain management.

15 (f) This section shall not apply to licensees during the first two  
16 years immediately following their initial licensure in California  
17 or any other governmental jurisdiction.

18 (g) *On and after January 1, 2012, the board shall require all*  
19 *of its licensees to take at least one continuing education course*  
20 *that provides instruction on cultural competency, sensitivity, and*  
21 *best practices for providing adequate care to lesbian, gay, bisexual,*  
22 *and transgender persons. Persons licensed by the board before*  
23 *January 1, 2012, shall complete the course no later January 1,*  
24 *2016. Persons who are newly licensed by the board on and after*  
25 *January 1, 2012, shall complete the course within four years of*  
26 *their initial license issuance date or their second license renewal*  
27 *date, whichever occurs first. The course shall be between two and*  
28 *five hours in duration and shall contain content similar to the*  
29 *content described in the publication of the Gay and Lesbian*  
30 *Medical Association entitled "Guidelines for Care of Lesbian,*  
31 *Gay, Bisexual and Transgender Patients." The board may specify*  
32 *the required contents of the course by regulation consistent with*  
33 *this subdivision. The board shall enforce this requirement in the*  
34 *same manner as it enforces other required continuing education*  
35 *requirements.*

36 ~~(g)~~  
37 (h) The board may, in accordance with the intent of this section,  
38 make exceptions from continuing education requirements for  
39 licensees residing in another state or country, or for reasons of  
40 health, military service, or other good cause.

1 SEC. 3. Section 2892.5 of the Business and Professions Code  
2 is amended to read:

3 2892.5. (a) Each person renewing his or her license under the  
4 provisions of this chapter shall submit proof satisfactory to the  
5 board that, during the preceding two-year period, he or she has  
6 informed himself or herself of developments in the vocational  
7 nurse field or in any special area of vocational nurse practice,  
8 occurring since the issuance of his or her certificate, or the last  
9 renewal thereof, whichever last occurred, either by pursuing a  
10 course or courses of continuing education approved by the board  
11 in the vocational nurse field or relevant to the practice of such  
12 licensee, and approved by the board; or by other means deemed  
13 equivalent by the board.

14 (b) For purposes of this section, the board shall, by regulation,  
15 establish standards for continuing education. The standards shall  
16 be established in a manner to assure that a variety of alternative  
17 forms of continuing education are available to licensees including,  
18 but not limited to, academic studies, in-service education, institutes,  
19 seminars, lectures, conferences, workshops, extension studies, and  
20 home study programs. The standards shall take cognizance of  
21 specialized areas of practice. The continuing education standards  
22 established by the board shall not exceed 30 hours of direct  
23 participation in a course or courses approved by the board, or its  
24 equivalent in the units of measure adopted by the board.

25 (c) This section shall not apply to the first license renewal  
26 following the initial issuance of a license.

27 (d) *On and after January 1, 2012, the board shall require all*  
28 *of its licensees to take at least one continuing education course*  
29 *that provides instruction on cultural competency, sensitivity, and*  
30 *best practices for providing adequate care to lesbian, gay, bisexual,*  
31 *and transgender persons. Persons licensed by the board before*  
32 *January 1, 2012, shall complete the course no later January 1,*  
33 *2016. Persons who are newly licensed by the board on and after*  
34 *January 1, 2012, shall complete the course within four years of*  
35 *their initial license issuance date or their second license renewal*  
36 *date, whichever occurs first. The course shall be between two and*  
37 *five hours in duration and shall contain content similar to the*  
38 *content described in the publication of the Gay and Lesbian*  
39 *Medical Association entitled "Guidelines for Care of Lesbian,*  
40 *Gay, Bisexual and Transgender Patients."* The board may specify

1 *the required contents of the course by regulation consistent with*  
2 *this subdivision. The board shall enforce this requirement in the*  
3 *same manner as it enforces other required continuing education*  
4 *requirements.*

5 ~~(d)~~

6 (e) The board may, in accordance with the intent of this section,  
7 make exceptions from continuing education for licensees residing  
8 in another state or country, or for reasons of health, military service,  
9 or other good cause.

10 ~~This section shall become operative on July 1, 1980.~~

11 SEC. 4. Section 2915 of the Business and Professions Code is  
12 amended to read:

13 2915. (a) Except as provided in this section, on or after January  
14 1, 1996, the board shall not issue any renewal license unless the  
15 applicant submits proof that he or she has completed no less than  
16 18 hours of approved continuing education in the preceding year.  
17 On or after January 1, 1997, except as provided in this section, the  
18 board shall issue renewal licenses only to those applicants who  
19 have completed 36 hours of approved continuing education in the  
20 preceding two years.

21 (b) Each person renewing his or her license issued pursuant to  
22 this chapter shall submit proof of compliance with this section to  
23 the board. False statements submitted pursuant to this section shall  
24 be a violation of Section 2970.

25 (c) A person applying for relicensure or for reinstatement to an  
26 active license status shall certify under penalty of perjury that he  
27 or she is in compliance with this section.

28 (d) (1) The continuing education requirement shall include, but  
29 shall not be limited to, courses required pursuant to Sections 25  
30 and 28. The requirement may include courses pursuant to Sections  
31 32 and 2914.1.

32 (2) (A) The board shall require a licensed psychologist who  
33 began graduate study prior to January 1, 2004, to take a continuing  
34 education course during his or her first renewal period after the  
35 operative date of this section in spousal or partner abuse  
36 assessment, detection, and intervention strategies, including  
37 community resources, cultural factors, and same gender abuse  
38 dynamics. Equivalent courses in spousal or partner abuse  
39 assessment, detection, and intervention strategies taken prior to  
40 the operative date of this section or proof of equivalent teaching

1 or practice experience may be submitted to the board and at its  
2 discretion, may be accepted in satisfaction of this requirement.

3 (B) Continuing education courses taken pursuant to this  
4 paragraph shall be applied to the 36 hours of approved continuing  
5 education required under subdivision (a).

6 (C) A licensed psychologist whose practice does not include  
7 the direct provision of mental health services may apply to the  
8 board for an exemption from the requirements of this paragraph.

9 (3) Continuing education instruction approved to meet the  
10 requirements of this section shall be completed within the State  
11 of California, or shall be approved for continuing education credit  
12 by the American Psychological Association or its equivalent as  
13 approved by the board.

14 (e) The board may establish a policy for exceptions from the  
15 continuing education requirement of this section.

16 (f) The board may recognize continuing education courses that  
17 have been approved by one or more private nonprofit organizations  
18 that have at least 10 years' experience managing continuing  
19 education programs for psychologists on a statewide basis,  
20 including, but not limited to:

21 (1) Maintaining and managing related records and data.

22 (2) Monitoring and approving courses.

23 (g) The board shall adopt regulations as necessary for  
24 implementation of this section.

25 (h) A licensed psychologist shall choose continuing education  
26 instruction that is related to the assessment, diagnosis, and  
27 intervention for the client population being served or to the fields  
28 of psychology in which the psychologist intends to provide  
29 services, that may include new theoretical approaches, research,  
30 and applied techniques. Continuing education instruction shall  
31 include required courses specified in subdivision (d).

32 (i) A psychologist shall not practice outside his or her particular  
33 field or fields of competence as established by his or her education,  
34 training, continuing education, and experience.

35 (j) *On and after January 1, 2012, the board shall require every*  
36 *person licensed under this chapter to take at least one continuing*  
37 *education course that provides instruction on cultural competency,*  
38 *sensitivity, and best practices for providing adequate care to*  
39 *lesbian, gay, bisexual, and transgender persons. Persons licensed*  
40 *by the board before January 1, 2012, shall complete the course*



1 *no later January 1, 2016. Persons who are newly licensed by the*  
2 *board under this chapter on and after January 1, 2012, shall*  
3 *complete the course within four years of their initial license*  
4 *issuance date or their second license renewal date, whichever*  
5 *occurs first. The course shall be between two and five hours in*  
6 *duration and shall contain content similar to the content described*  
7 *in the publication of the Gay and Lesbian Medical Association*  
8 *entitled “Guidelines for Care of Lesbian, Gay, Bisexual and*  
9 *Transgender Patients.” The board may specify the required*  
10 *contents of the course by regulation consistent with this*  
11 *subdivision. The board shall enforce this requirement in the same*  
12 *manner as it enforces other required continuing education*  
13 *requirements.*

14 ~~(j)~~

15 (k) The administration of this section may be funded through  
16 professional license fees and continuing education provider and  
17 course approval fees, or both. The fees related to the administration  
18 of this section shall not exceed the costs of administering the  
19 corresponding provisions of this section.

20 ~~(k)~~

21 (l) Continuing education credit may be approved for those  
22 licensees who serve as commissioners on any examination pursuant  
23 to Section 2947, subject to limitations established by the board.

24 ~~(l) This section shall become operative on January 1, 2004.~~

25 SEC. 5. Section 4517 of the Business and Professions Code is  
26 amended to read:

27 4517. (a) The board may, in its discretion, provide for a  
28 continuing education program in connection with the professional  
29 functions and courses described in this chapter. The number of  
30 course hours that the board may require in a continuing education  
31 program shall not exceed the number of course hours prescribed  
32 for licensed vocational nurses pursuant to Section 2892.5.

33 (b) *On and after January 1, 2012, the board shall require all*  
34 *of its licensees to take at least one continuing education course*  
35 *that provides instruction on cultural competency, sensitivity, and*  
36 *best practices for providing adequate care to lesbian, gay, bisexual,*  
37 *and transgender persons. Persons licensed by the board before*  
38 *January 1, 2012, shall complete the course no later January 1,*  
39 *2016. Persons who are newly licensed by the board on and after*  
40 *January 1, 2012, shall complete the course within four years of*

1 *their initial license issuance date or their second license renewal*  
2 *date, whichever occurs first. The course shall be between two and*  
3 *five hours in duration and shall contain content similar to the*  
4 *content described in the publication of the Gay and Lesbian*  
5 *Medical Association entitled “Guidelines for Care of Lesbian,*  
6 *Gay, Bisexual and Transgender Patients.” The board may specify*  
7 *the required contents of the course by regulation consistent with*  
8 *this subdivision. The board shall enforce this requirement in the*  
9 *same manner as it enforces other required continuing education*  
10 *requirements.*

11 SEC. 6. Section 4980.54 of the Business and Professions Code  
12 is amended to read:

13 4980.54. (a) The Legislature recognizes that the education and  
14 experience requirements in this chapter constitute only minimal  
15 requirements to assure that an applicant is prepared and qualified  
16 to take the licensure examinations as specified in subdivision (d)  
17 of Section 4980.40 and, if he or she passes those examinations, to  
18 begin practice.

19 (b) In order to continuously improve the competence of licensed  
20 marriage and family therapists and as a model for all  
21 psychotherapeutic professions, the Legislature encourages all  
22 licensees to regularly engage in continuing education related to  
23 the profession or scope of practice as defined in this chapter.

24 (c) Except as provided in subdivision (e), the board shall not  
25 renew any license pursuant to this chapter unless the applicant  
26 certifies to the board, on a form prescribed by the board, that he  
27 or she has completed not less than 36 hours of approved continuing  
28 education in or relevant to the field of marriage and family therapy  
29 in the preceding two years, as determined by the board.

30 (d) The board shall have the right to audit the records of any  
31 applicant to verify the completion of the continuing education  
32 requirement. Applicants shall maintain records of completion of  
33 required continuing education coursework for a minimum of two  
34 years and shall make these records available to the board for  
35 auditing purposes upon request.

36 (e) The board may establish exceptions from the continuing  
37 education requirements of this section for good cause, as defined  
38 by the board.

39 (f) The continuing education shall be obtained from one of the  
40 following sources:

1 (1) An accredited school or state-approved school that meets  
2 the requirements set forth in Section 4980.36 or 4980.37. Nothing  
3 in this paragraph shall be construed as requiring coursework to be  
4 offered as part of a regular degree program.

5 (2) Other continuing education providers, including, but not  
6 limited to, a professional marriage and family therapist association,  
7 a licensed health facility, a governmental entity, a continuing  
8 education unit of an accredited four-year institution of higher  
9 learning, or a mental health professional association, approved by  
10 the board.

11 (g) The board shall establish, by regulation, a procedure for  
12 approving providers of continuing education courses, and all  
13 providers of continuing education, as described in paragraphs (1)  
14 and (2) of subdivision (f), shall adhere to procedures established  
15 by the board. The board may revoke or deny the right of a provider  
16 to offer continuing education coursework pursuant to this section  
17 for failure to comply with the requirements of this section or any  
18 regulation adopted pursuant to this section.

19 (h) Training, education, and coursework by approved providers  
20 shall incorporate one or more of the following:

21 (1) Aspects of the discipline that are fundamental to the  
22 understanding or the practice of marriage and family therapy.

23 (2) Aspects of the discipline of marriage and family therapy in  
24 which significant recent developments have occurred.

25 (3) Aspects of other disciplines that enhance the understanding  
26 or the practice of marriage and family therapy.

27 (i) A system of continuing education for licensed marriage and  
28 family therapists shall include courses directly related to the  
29 diagnosis, assessment, and treatment of the client population being  
30 served.

31 (j) *On and after January 1, 2012, the board shall require all of*  
32 *its licensees to take at least one continuing education course that*  
33 *provides instruction on cultural competency, sensitivity, and best*  
34 *practices for providing adequate care to lesbian, gay, bisexual,*  
35 *and transgender persons. Persons licensed by the board before*  
36 *January 1, 2012, shall complete the course no later January 1,*  
37 *2016. Persons who are newly licensed by the board on and after*  
38 *January 1, 2012, shall complete the course within four years of*  
39 *their initial license issuance date or their second license renewal*  
40 *date, whichever occurs first. The course shall be between two and*

1 *five hours in duration and shall contain content similar to the*  
2 *content described in the publication of the Gay and Lesbian*  
3 *Medical Association entitled “Guidelines for Care of Lesbian,*  
4 *Gay, Bisexual and Transgender Patients.” The board may specify*  
5 *the required contents of the course by regulation consistent with*  
6 *this subdivision. The board shall enforce this requirement in the*  
7 *same manner as it enforces other required continuing education*  
8 *requirements.*

9 ~~(j)~~

10 (k) The board shall, by regulation, fund the administration of  
11 this section through continuing education provider fees to be  
12 deposited in the Behavioral Sciences Fund. The fees related to the  
13 administration of this section shall be sufficient to meet, but shall  
14 not exceed, the costs of administering the corresponding provisions  
15 of this section. For purposes of this subdivision, a provider of  
16 continuing education as described in paragraph (1) of subdivision  
17 (f) shall be deemed to be an approved provider.

18 ~~(k)~~

19 (l) The continuing education requirements of this section shall  
20 comply fully with the guidelines for mandatory continuing  
21 education established by the Department of Consumer Affairs  
22 pursuant to Section 166.

23 SEC. 7. Section 4996.22 of the Business and Professions Code  
24 is amended to read:

25 4996.22. (a) (1) Except as provided in subdivision (c), the  
26 board shall not renew any license pursuant to this chapter unless  
27 the applicant certifies to the board, on a form prescribed by the  
28 board, that he or she has completed not less than 36 hours of  
29 approved continuing education in or relevant to the field of social  
30 work in the preceding two years, as determined by the board.

31 (2) The board shall not renew any license of an applicant who  
32 began graduate study prior to January 1, 2004, pursuant to this  
33 chapter unless the applicant certifies to the board that during the  
34 applicant’s first renewal period after the operative date of this  
35 section, he or she completed a continuing education course in  
36 spousal or partner abuse assessment, detection, and intervention  
37 strategies, including community resources, cultural factors, and  
38 same gender abuse dynamics. On and after January 1, 2005, the  
39 course shall consist of not less than seven hours of training.  
40 Equivalent courses in spousal or partner abuse assessment,

1 detection, and intervention strategies taken prior to the operative  
2 date of this section or proof of equivalent teaching or practice  
3 experience may be submitted to the board and at its discretion,  
4 may be accepted in satisfaction of this requirement. Continuing  
5 education courses taken pursuant to this paragraph shall be applied  
6 to the 36 hours of approved continuing education required under  
7 paragraph (1).

8 (b) The board shall have the right to audit the records of any  
9 applicant to verify the completion of the continuing education  
10 requirement. Applicants shall maintain records of completion of  
11 required continuing education coursework for a minimum of two  
12 years and shall make these records available to the board for  
13 auditing purposes upon request.

14 (c) The board may establish exceptions from the continuing  
15 education requirement of this section for good cause as defined  
16 by the board.

17 (d) The continuing education shall be obtained from one of the  
18 following sources:

19 (1) An accredited school of social work, as defined in Section  
20 4991.2, or a school or department of social work that is a candidate  
21 for accreditation by the Commission on Accreditation of the  
22 Council on Social Work Education. Nothing in this paragraph shall  
23 be construed as requiring coursework to be offered as part of a  
24 regular degree program.

25 (2) Other continuing education providers, including, but not  
26 limited to, a professional social work association, a licensed health  
27 facility, a governmental entity, a continuing education unit of an  
28 accredited four-year institution of higher learning, and a mental  
29 health professional association, approved by the board.

30 (e) The board shall establish, by regulation, a procedure for  
31 approving providers of continuing education courses, and all  
32 providers of continuing education, as described in paragraphs (1)  
33 and (2) of subdivision (d), shall adhere to the procedures  
34 established by the board. The board may revoke or deny the right  
35 of a provider to offer continuing education coursework pursuant  
36 to this section for failure to comply with the requirements of this  
37 section or any regulation adopted pursuant to this section.

38 (f) Training, education, and coursework by approved providers  
39 shall incorporate one or more of the following:

1 (1) Aspects of the discipline that are fundamental to the  
2 understanding, or the practice, of social work.

3 (2) Aspects of the social work discipline in which significant  
4 recent developments have occurred.

5 (3) Aspects of other related disciplines that enhance the  
6 understanding, or the practice, of social work.

7 (g) A system of continuing education for licensed clinical social  
8 workers shall include courses directly related to the diagnosis,  
9 assessment, and treatment of the client population being served.

10 (h) The continuing education requirements of this section shall  
11 comply fully with the guidelines for mandatory continuing  
12 education established by the Department of Consumer Affairs  
13 pursuant to Section 166.

14 (i) *On and after January 1, 2012, the board shall require all of*  
15 *its licensees to take at least one continuing education course that*  
16 *provides instruction on cultural competency, sensitivity, and best*  
17 *practices for providing adequate care to lesbian, gay, bisexual,*  
18 *and transgender persons. Persons licensed by the board before*  
19 *January 1, 2012, shall complete the course no later January 1,*  
20 *2016. Persons who are newly licensed by the board on and after*  
21 *January 1, 2012, shall complete the course within four years of*  
22 *their initial license issuance date or their second license renewal*  
23 *date, whichever occurs first. The course shall be between two and*  
24 *five hours in duration and shall contain content similar to the*  
25 *content described in the publication of the Gay and Lesbian*  
26 *Medical Association entitled "Guidelines for Care of Lesbian,*  
27 *Gay, Bisexual and Transgender Patients." The board may specify*  
28 *the required contents of the course by regulation consistent with*  
29 *this subdivision. The board shall enforce this requirement in the*  
30 *same manner as it enforces other required continuing education*  
31 *requirements.*

32 ~~(i)~~

33 (j) The board may adopt regulations as necessary to implement  
34 this section.

35 ~~(j)~~

36 (k) The board shall, by regulation, fund the administration of  
37 this section through continuing education provider fees to be  
38 deposited in the Behavioral Science Examiners Fund. The fees  
39 related to the administration of this section shall be sufficient to  
40 meet, but shall not exceed, the costs of administering the

1 corresponding provisions of this section. For purposes of this  
2 subdivision, a provider of continuing education as described in  
3 paragraph (1) of subdivision (d) shall be deemed to be an approved  
4 provider.

O